IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PECKER ETAL.

Serial No.:

Examiner:

09/776,874

Filed:

February 6, 2001

For:

POLYNUCLEOTIDE ENCODING ...

Attorney

Docket: 01/21603

Group Art Unit: 1652

R. Hutson

Commissioner of Patents and Trademarks Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In Response to the Office Action sent on July 2, 2002, which is being timely submitted within one month, on or before August 2, 2002, and for which no late fees are due, Applicant wishes to elect Invention I, which is drawn to a heparanase protein having at least 70% homology to SEQ ID NO: 10 (human placenta).

## REMARKS

Applicant notes that the Examiner has stated that the restriction requirement will be withdrawn upon allowance of claims 14-33 and 44-65, which are the linking claims for all three inventions. Therefore, the final status of the intermediate claims, 34-43, with regard to the restriction requirement

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2

cannot be determined until after examination. At that time, the recitation of these claims will be considered in view of their final status.

Respectfully submitted,

Sol Sheinbein

Attorney for Applicant Registration No. 25,457

Date: 02-August-2002